GOVERNMENT OF INDIA
SOCIAL JUSTICE AND EMPOWERMENT
LOK SABHA

UNSTARRED QUESTION NO:2276
ANSWERED ON:10.03.2015
MISUSE OF SC/ST ACT
Mishra Shri Bhairon Prasad

Will the Minister of SOCIAL JUSTICE AND EMPOWERMENT be pleased to state:

(a) whether the Government has received complaints regarding misuse of SC and ST (Prevention of Atrocities) Act, 1989 in the country especially in Uttar Pradesh;

(b) if so, the details thereof; and

(c) the action taken by the Government to prevent misuse of the said Act in the light of latest guidelines issued by the High Courts and Supreme Court?

Answer

MINISTER OF STATE FOR SOCIAL JUSTICE AND EMPOWERMENT (SHRI VIJAY SAMPLA)

(a) & (b) : Responsibility for implementation of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) {PoA} Act, 1989, lies primarily with State Governments and Union Territory Administrations. At the Central level, as per the Government of India (Allocation of Business) Rules, 1961, inter-alia, the subject matter of offences under the PoA Act is allocated to the Ministry of Home Affairs (MHA). Accordingly, the calendar year wise data pertaining to the PoA Act is provided by the National Crime Records Bureau (NCRB), MHA. In the latest data of NCRB for 2013 under the PoA Act, 9253 cases were mentioned under the category, "cases found false/mistake of fact or law" and out of these cases, 477 pertained to the State of Uttar Pradesh.

(c) : No such guidelines issued by the Supreme Court or High Courts have been brought to the notice of this Ministry. For dealing with specific false cases, relevant Sections of the IPC can be invoked by the concerned agencies.